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December 31, 2003

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**By Hand Delivery**

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
c/o 236 Massachusetts Avenue, N.E.  
Suite 110  
Washington, D.C. 20002

Re Amendment of Section 73.622(b), DTV Table of Allotments,  
Digital Television Broadcast Stations (Fargo, North Dakota)  
MB Docket No. 03-234; RM-10698

Dear Ms. Dortch:

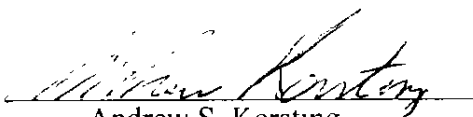
Transmitted herewith on behalf of North Dakota Television License Sub, L.L.C., licensee of Station KVLV-DT, Fargo, North Dakota, are an original and four copies of its "Comments" filed in the above-referenced DTV allotment proceeding in which the Commission has proposed to substitute DTV Channel 44 for the existing DTV Channel 58 allotment at Fargo, North Dakota, which has been assigned to KVLV-DT.

Should any questions arise concerning this matter, please communicate directly with the undersigned.

Very truly yours,

DICKSTEIN SHAPIRO MORIN  
& OSHINSKY LLP

Attorneys for  
North Dakota Television License Sub, L.L.C.

By:   
Andrew S. Kersting

Enclosure

cc Certificate of Service (w/ encl.) (by hand)

Before the  
**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, D.C. 20554

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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

In the Matter of	)	
	)	
Amendment of Section 73.622(b),	)	MB Docket No. 03-234
Table of Allotments,	)	RM-10698
Digital Television Broadcast Stations,	)	
(Fargo, North Dakota)	)	
To	Chief, Video Division	
	Media Bureau	

**COMMENTS**

North Dakota Television License Sub. L L.C ("NDTV"), licensee of Station KVLV-TV, NTSC Channel 11, Fargo, North Dakota, by counsel and pursuant to Section 1.415 of the Commission's rules, 47 C.F.R. §1.415, hereby submits its comments in support of the *Notice of Proposed Rule Making*, DA 03-3644 (released November 14, 2003) ("*NPRM*"), proposing to substitute DTV Channel 44 for the existing DTV Channel 58 allotment which has been assigned to KVLV-DT at Fargo. In support of these comments, the following is stated:

NDTV initiated this proceeding through its "Petition for Rulemaking," filed February 26, 2003, and "Amendment to Petition for Rulemaking," filed May 9, 2003. NDTV hereby incorporates by reference each of its previous filings in this allotment proceeding and expresses its continuing interest in the new allotment. If the Commission should adopt its proposal and substitute DTV Channel 44 for the existing DTV Channel 58 allotment at Fargo, North Dakota, NDTV hereby states that it will file an application for a construction permit to operate on DTV Channel 44 at Fargo, North Dakota, and, upon grant of its application, will promptly construct

and operate the new digital facility to provide the community of Fargo and the surrounding area with a new digital television service

As stated in the *NPRM*, DTV Channel 44 can be substituted for the existing Channel 58 DTV allotment at Fargo in compliance with the principal community coverage requirements contained in Section 73.625(a) of the Commission's rules. Therefore, for the reasons stated in the *NPRM*, the proposed substitution of DTV Channel 44 for the existing DTV Channel 58 allotment at Fargo, North Dakota will serve the public interest.

WHEREFORE, in light of the foregoing, North Dakota Television License Sub, L L C respectfully requests that the Commission issue a *Report and Order* adopting the proposal set forth in the *NPRM* and amend Section 73.622(b) of the Commission's rules, the DTV Table of Allotments, by substituting DTV Channel 44 for the existing DTV Channel 58 allotment, which is currently assigned to KVLV-DT, Fargo, North Dakota.

Respectfully submitted,

Dickstein Shapiro Morin & Oshinsky LLP  
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Attorneys for  
NORTH DAKOTA TELEVISION LICENSE  
SUB, L L C.

By:   
Andrew S. Kersting

December 31, 2003

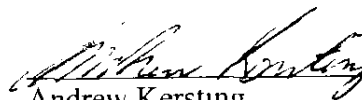
**CERTIFICATE OF SERVICE**

I hereby certify that on this 31st day of December, 2003, a copy of the foregoing  
“Comments” were hand delivered to the following

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